

Welcome and Congratulatory Resolutions

S. R. No. 602—By Senator Snelson: Extending welcome to Andy Hemphill of Odessa.

S. R. No. 603—By Senator Brooks: Extending welcome to principal and students of sixth grade of Garden Villas School of Houston.

S. R. No. 604—By Senator Blanchard: Extending congratulations to Elo J. Urbanovsky for his dedication to the principles of conservation.

S. R. No. 606—By Senator Wilson: Extending congratulations to Amy Elizabeth Houghton on her fourth birthday.

S. R. No. 607—By Senator Herring: Extending welcome to sponsors and students first grade Special Education class of Ortega Elementary School of Austin.

S. R. No. 608—By Senator Herring: Extending welcome to teacher and students of sixth, seventh and eighth grade classes of Georgetown Junior High School.

S. R. No. 609—By Senator Watson: Extending appreciation to Dr. Elton Cook for his accomplishments in the agricultural field.

S. R. No. 610—By Senator Watson: Extending congratulations to Hankamer School of Business of Baylor University on its annual business day.

S. R. No. 611—By Senator Watson: Commending Mexia Garden Club for outstanding service.

S. R. No. 612—By Senator Watson: Extending congratulations to Donald Teague and the Chase National Life Insurance Company for their contributions to Texas.

S. R. No. 613—By Senator Watson: Extending congratulations to Mrs. David H. Howell on her performance in the Killeen Sixth Annual Arts and Crafts Festival.

S. R. No. 614—By Senator Watson: Extending congratulations to the Mart Junior Garden Club on their interest in beautification.

S. R. No. 615—By Senator Watson: Expressing gratitude to Cullen Smith for his community service.

S. R. No. 616—By Senator Watson: Extending welcome to Dr. Bob Elker of Belton.

S. R. No. 617—By Senator Grover: Extending congratulations and best wishes to R. C. Roebuck on his retirement as a teacher and administrator in the Houston public school.

S. R. No. 618—By Senator Grover: Extending congratulations to Alfred Kahn on his service to the restaurant business in Houston.

S. R. No. 619—By Senator Herring: Extending welcome to sponsor and student of fifth grade classes of Becker Elementary School of Austin.

Adjournment

On motion of Senator Hall the Senate at 11:55 o'clock a.m. adjourned until 11:00 o'clock a.m. on Monday, April 28, 1969.

FIFTY-NINTH DAY

(Monday, April 28, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Kennard

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Friday, April 25, 1969, was dispensed with and Journal was approved.

Leave of Absence

Senator Kennard was granted leave of absence for today on account of important business on motion of Senator Mauzy.

Message From the House

Hall of the House of Representatives
Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 707, A bill to be entitled "An Act relating to the admission as evidence of certain records or copies of records and certain X-rays upon affidavit; amending Chapter 321, Acts of the 52nd Legislature, Regular Session, 1951 (Article 3737e, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 960, A bill to be entitled "An Act adding wool, mohair, oilseed products and other textile products to the list of farm products whose increased use and outlet shall be stressed by the various State Agriculture Agencies, Departments, and State Educational Institutions; and authorizing the Cotton Research Committee to add wool, mohair, oilseed products and other textile products to the list of products which it may research and investigate; and adding Section (3) stating legislative policy in regard to the Cotton Research Committee and funds appropriated to it; amending section (1) and section (2) and adding section (3), Chapter 474, Acts of the 47th Legislature, Regular Session, 1941 (compiled as Article 165-4a Vernon's Civil Statutes) as amended; and declaring an emergency."

H. B. No. 888, A bill to be entitled "An Act providing for the establishment and operation of museums in certain counties and cities or towns; establishing boards of managers for such museums and providing for their appointment, tenure and authority; authorizing the boards of managers to allocate revenues, accept gifts, enter into contracts, disburse funds, and hire superintendents; and declaring an emergency."

H. B. No. 1279, A bill to be entitled "An Act amending Section 18 of Acts 1965, 59th Legislature, Chapter 606,

as amended, (codified as Article 8280-326, V.T.C.S.) to provide for the sale of bonds by Sequoia Improvement District at a price not less than that provided by law; determining and finding that the requirements of Article 16, Section 59(d), Constitution of Texas, have been fulfilled and accomplished; providing for a severability clause; and declaring an emergency."

H. B. No. 733, A bill to be entitled "An Act authorizing and directing the Parks and Wildlife Department to issue licenses to the operators of fish farms; providing certain limitations; authorizing a fee for each license; providing a penalty for violation; and declaring an emergency."

H. B. No. 877, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas, to be known as "Cherry Hill Municipal Utility District"; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alley and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit

thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution shall be applicable to the District; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V.T.C.S., shall be applicable; finding that the requirements of Article 16, Section 59(d) of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

H. B. No. 1256, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59, of the Constitution of Texas, to be known as "Harris County Utility District No. 2"; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the pow-

er to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution, shall be applicable to the District; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V.T.C.S., shall be applicable; finding that the requirements of Article 16, Section 59(d), of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

H. B. No. 813, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as "Lake Tanglewood Utility District"; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the District; finding District is created for public use and benefit; conferring on District the rights, powers, privileges, authority, and functions of the General Laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the State with regard to waste control; prescribing the District's rights, powers, privileges and functions, and related mat-

ters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising, or rerouting any highway, railroad, or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining "sole expense"; providing for depositories; providing for an audit, and related matters; providing for the establishment of District offices, and related matters; providing for powers of District within and without the boundaries of District; providing for a plumbing code; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this District; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this District; providing that District is subject to provisions of Article 1182c-1, V.T.C.S.; determining and finding the requirements of Article 16, Section 59(d),

Constitution of Texas as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency."

H. B. No. 434, A bill to be entitled "An Act amending Senate Bill 22, Chapter 372, Section 6, Acts of the 57th Legislature, Regular Session, 1961, compiled as Article 3222b, Section 6, V.T.C.S., relating to the operating cost formula and improvement of the education program in countywide and bi-countywide schools for the deaf; providing for an effective date of this Act; and declaring an emergency."

H. B. No. 910, A bill to be entitled "An Act relating to the authorization of certain conservation and reclamation districts in San Patricio County to annex certain additional territory, provide for flood control and other district purposes, and contract with the United States for the construction of certain improvements; and declaring an emergency."

H. B. No. 1264, A bill to be entitled "An Act amending Chapter 528, Acts of the 59th Legislature, 1965, relating to "Clear Creek Basin Authority"; providing for the addition or annexation of land; providing that bonded or tax indebtedness, if any, shall be borne, pro rata, by the added territory if the voters in the added territory so elect; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

H. B. No. 879, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas, to be known as 'Green Ridge Municipal Utility District'; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water

Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution shall be applicable to the District; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V.T.C.S., shall be applicable; finding that the requirements of Article 16, Section 59(d) of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

H. B. No. 1009, A bill to be entitled "An Act amending Chapter 76, Acts of the 50th Legislature, Regular Session, 1947, as amended (Article 6243g-1, Vernon's Texas Civil Statutes), relating to Pension Systems for policemen in cities of nine hundred thousand (900,000) or more inhabitants which do not now have a police,

firemen, and fire alarm operators pension system organized under another law; providing for severability; and declaring an emergency."

H. B. No. 1301, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Braes Utility District'; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the District; finding District is created for public use and benefit; conferring on District the rights, powers, privileges, authority, and functions of the General Laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the State with regard to waste control; prescribing the District's rights, powers, privileges, and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited

to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising, or rerouting any highway, railroad, or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining 'sole expense'; providing for depositories; providing for an audit, and related matters; providing for the establishment of District offices, and related matters; providing for powers of District within and without the boundaries of District; providing for a plumbing code; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this District; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this District; providing that District is subject to provisions of Article 1182c-1, V.T.C.S.; determining and finding the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay any tax or assessment on its properties or any purchases; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency."

H. B. No. 605, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Belleau Wood East Utility District'; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the District; finding District is created for public use and benefit; conferring on District the rights, powers, privileges, authority, and functions of the General Laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission;

stating the policy of the State with regard to waste control; prescribing the District's rights, powers, privileges and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising, or rerouting any highway, railroad, or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining 'sole expense'; providing for depositories; providing for an audit, and related matters; providing for the establishment of District offices, and related matters; providing for powers of District within and without the boundaries of District; providing for a plumbing code; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this District; providing that notice of all elections shall be made under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this District; providing

that District is subject to provisions of Article 1182c-1, V.T.C.S.; determining and finding the requirements of Article 16, Section 59(d), Constitution of Texas as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay any tax or assessment on its properties or any purchases; enacting other provisions relating to the aforementioned subjects; providing a severable clause; and declaring an emergency."

H. B. No. 1110, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Langham Creek Utility District'; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the District; finding District is created for public use and benefit; conferring on District the rights, powers, privileges, authority, and functions of the General Laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, where not in conflict with this Act; and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the State with regard to waste control; prescribing the District's rights, powers, privileges and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of directors; naming the first board of directors providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president;

providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising, or rerouting any highway, railroad, or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining "sole expense"; providing for depositories; providing for an audit, and related matters; providing for the establishment of District offices, and related matters; providing for powers of District within and without the boundaries of District; providing for a plumbing code; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this District; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this District; providing that District is subject to provisions of Article 1182c-1, V.T.C.S.; determining and finding the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency."

H. B. No. 1104, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Bammel Utility District'; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure; and related matters; finding benefit to all property within the District; finding District is created for public use and

benefit; conferring on District the rights, powers, privileges, authority, and functions of the General Laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the State with regard to waste control; prescribing the District's rights, powers, privileges and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising, or rerouting any highway, railroad, or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining "sole expense"; providing for depositories; providing for an audit, and related matters; providing for the establishment of District offices, and related matters; providing for powers of District within and without the boundaries of District; providing for a plumbing code; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable

to this District; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this District; providing that District is subject to provisions of Article 1182c-1, V.T.C.S.; determining and finding the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency."

H. B. No. 379, A bill to be entitled "An Act changing the name of the Texas Liquor Control Board to the Texas Alcoholic Beverage Commission; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 621

Senator Herring offered the following resolution:

Whereas, The State of Texas has embarked upon a program of encouraging foreign trade and an exchange of technological knowledge and assistance with other nations of the world in the field of livestock and grain development and trade; and

Whereas, It is to the economic interest of the people of the State that these programs be carried out and implemented to the end that Texas becomes the recognized leader among the states in this field of trade and the development of new technology as an aid to the farmers and ranchers of Texas in providing new outlets of commerce for their products as well as developing new and improved strains and breeds attractive and helpful to other peoples of the world, and further study of the ways and means of accomplishing this end will be of benefit to the agricultural, industrial and good neighbor policies of Texas; now, therefore, be it

Resolved, That there is created by this Resolution an interim study committee to be known as the "Agricultural and Industrial Study Committee, Texas Senate," to be composed of six members, three of whom shall be appointed from the Senate by the Lieutenant Governor of Texas, one appointed by the Chairman of the Texas Industrial Commission, one appointed by the Commissioner of Agriculture of the State of Texas, and one appointed by the Chairman of the Texas Good Neighbor Commission, to hold hearings, explore and develop plans in furtherance of the purpose of the Committee and report back to the Senate at its next regular session in 1971 with recommendations for methods of further development of our trade and commerce and technology in the field of agriculture; and be it further

Resolved, That the actual expenses incurred by the members of the Committee together with any staff and office expense required shall be paid out of the Contingent Expenses Fund of the Senate of the State of Texas, but no such expenditure shall be made unless and until a proposed budget is prepared by the committee and submitted and approved by the Contingent Expenses Committee of the Senate.

HERRING
CREIGHTON

The resolution was read and was adopted.

Report of Standing Committee

Senator Aikin submitted the following report:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Finance, to which was referred S. C. R. No. 52, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

AIKIN, Vice-Chairman.

C. S. S. C. R. No. 52 was read the first time.

Senate Bill 303 with House Amendment

Senator Hightower called S. B. No. 303 from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

Committee Amendment 1

Amend S. B. No. 303 by striking all below the enacting clause and substitute in lieu thereof the following:

Section 1. Chapter 221, Acts of the Forty-third Legislature, Regular Session, 1933, is amended to add a new Section 1a to read as follows:

"Section 1a. In addition to all those institutions hereinabove set out, the governing boards of all public junior colleges shall be governed by this Act insofar as possible, all laws, to the contrary notwithstanding."

Section 2. Section 3 of Chapter 221, Acts of the Forty-third Legislature, Regular Session, 1933, is amended to read as follows:

"Section 3. Separate accounts shall be kept on the books of the respective institutions showing the sources of all sums collected, and the purposes for which disbursed. Such separation of accounts shall specifically include all trust funds, including but not limited to, gifts, grants and bequests received, establishing or adding to endowment funds, loan and scholarship funds, and funds for other current restricted purposes. All trust funds administered by the governing bodies of such institutions shall be credited to separate accounts and shall not be commingled with the general income from student fees or other local institutional income. Provided, however, that if the governing bodies so elect, deposits of all funds not specifically required to be deposited to special accounts, may be deposited to a single bank account if the records of the institution clearly reflect the balances attributable to general funds and various categories of trust funds. Interest received from depository banks for funds on deposit may be credited to an appropriate account in either general funds or trust funds in relation to the sources of temporary investments in time deposits provided

that disposition of such earnings was not specified by the grantor. Interest received from such trust funds time deposits shall be available for loans, scholarships, and fellowships, institutional research, faculty aid; and other lawful purposes."

Section 3. The fact that modern day accounting techniques and accounting machine procedures provide adequate control over the handling, depositing and disbursing of the many separate funds held by the various educational institutions and that such funds may be more expeditiously and economically administered if such funds are maintained in a single bank account creates an emergency and imperative public necessity that the Constitutional Rule requiring bills to be read on three separate days in each House be suspended, and the same is hereby suspended; and this Act shall take effect and be in full force from and after its passage, and it is so enacted.

The House amendment was read.

Senator Hightower moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—28

Aikin	Harris
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Word

Absent

Jordan Wilson

Absent—Excused

Kennard

Senate Bill 317 with
House Amendments

Senator Hall called S. B. No. 317 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the following House amendments before the Senate:

Committee Amendment 1

Amend S. B. No. 317 by changing the comma following the word "home" on line 46 of page 6 of the printed bill, to a period, and by deleting at such point the following phrase:

"or shall mean unimproved property."

Committee Amendment 2

Amend S. B. 317 by deleting all of sub-paragraph (7) of Section 24 appearing on lines 41 through 45 of page 9 of the printed bill and substituting therefor the following:

"(7) in certificates or passbook-type accounts, insured by the Federal Savings and Loan Insurance Corporation, which are issued by a building and loan association or a savings and loan association domiciled in the United States of America.";

and by adding a new sub-paragraph at the end of Section 24 reading as follows:

"(8) in certificates of deposit issued by a state or national bank domiciled in the State of Texas, provided, however, no credit union may purchase, or own at any one time, certificates of deposit totaling in excess of ten (10) percent of the paid-in capital and surplus of such issuing bank."

Committee Amendment 3

Amend S. B. No. 317 by deleting all of Section 37, and substituting therefor the following:

"Sec. 37. SUBSIDIARY OFFICES. (a) Subject to the prior written approval of the Credit Union Commissioner; the credit union may establish offices at locations other than its main office if the maintenance of such offices shall be reasonably necessary to furnish services to its membership. No additional offices shall be established to serve persons who are not entitled to membership as defined in the common bond provision of the articles of incorporation and would not be entitled to services of the credit union at its main office. The Credit Union Commissioner shall have the authority to issue notice and hold a

public hearing to determine if the establishment of the subsidiary office or offices is necessary and in the best interest of the credit union.

"(b) All books of account shall be maintained at the main office of the credit union."

The House amendments were read.

Senator Hall moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Word
Harris	

Absent

Wilson

Absent—Excused

Kennard

Report of Standing Committee

Senator Connally submitted the following report:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred H. B. No. 660, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY
BLANCHARD

(Senator Blanchard in the Chair.)

**Senate Concurrent Resolution 32
on Second Reading**

On motion of Senator Harrington, and by unanimous consent, the regu-

lar order of business was suspended to take up for consideration at this time the following resolution:

S. C. R. No. 32, Authorizing the appointment of a Faculty Compensation Committee to be composed of three Members of the House of Representatives to be appointed by the Speaker of the House and three Members of the Senate to be appointed by the Lieutenant Governor.

The resolution was read.

Senator Harrington offered the following Committee Amendment to the resolution:

Amend S. C. R. No. 32, Section 3, by striking the words "61st Texas Legislature" and substituting the words "62nd Texas Legislature."

The Committee Amendment was read and was adopted.

Senator Harrington offered the following amendment to the resolution:

Amend S. C. R. 32, Section 2, by deleting the words "expenses actually incurred in the discharge of their duties," and substituting the following: "travel and expenses actually incurred in the discharge of their duties, and shall be empowered to employ secretarial help as shall be deemed necessary by the committee."

The amendment was read and was adopted.

The resolution as amended was then adopted.

House Bill 660 Ordered Not Printed

On motion of Senator Hightower and by unanimous consent H. B. No. 660 was ordered not printed.

Senate Bills on First Reading

The following local bills were introduced, read first time and referred to the Committee indicate:

By Senator Cole:

S. B. No. 785, A bill to be entitled "An Act relating to the composition of the Juvenile Board of Harris County and to the administration and operation of programs and institutions for dependent and neglected children by the Harris County Child Welfare Board; amending Section 2,

Subchapter A, and adding a new Subchapter E to Chapter 288, Acts of the 59th Legislature, Regular Session, 1965 (Article 5139VV, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on Youth Affairs.

By Senator Harrington:

S. B. No. 786, A bill to be entitled "An Act amending Article 8267 and Article 8274, Revised Civil Statutes of Texas, 1925; providing for the procedures to be followed by certain commissioners of pilots in fixing rates of pilotage and removing the statutory ceiling on such rates in the ports of Orange and Jefferson Counties; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Harrington:

S. B. No. 787, A bill to be entitled "An Act relating to the jurisdiction of the county courts at law of Jefferson County in certain civil matters and cases; amending Section 2, Chapter 29, General Laws, Acts of the 34th Legislature, Regular Session, 1915, as amended (Article 1970-112, Vernon's Texas Civil Statutes), and Section 2, Chapter 152, Acts of the 59th Legislature, Regular Session, 1965 (Article 1970-126a, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on County, District and Urban Affairs.

Senate Bill 708 on Second Reading

On motion of Senator Moore, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 708, A bill to be entitled "An Act amending Chapter 518, Acts of the 54th Legislature creating Trinity River Authority of Texas, as amended, by adding thereto provisions authorizing the Authority to acquire, operate, maintain, enlarge, improve and extend the Devers Canal System in Chambers and Liberty Counties and a defined portion of Jefferson County; etc.; and declaring an emergency."

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend S. B. 708 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. Section 5 of Chapter 518, Acts of the 54th Legislature, creating the Trinity River Authority of Texas, as heretofore amended, is hereby further amended by adding thereto two new subsections to be designated "5(m)," and "5(n)," which shall be as follows:

"5(m). In addition to all other powers expressly or impliedly granted by other sections of this Act, as the same has been or hereafter may be amended, the Authority is hereby specifically empowered to acquire, operate, maintain, and improve the canal system and properties generally known as 'Devers Canal System,' and to enlarge and extend said system within the scope of the permits heretofore or hereafter granted by the Texas Water Rights Commission to Devers Canal Company, or to its predecessor, and to the Trinity River Authority of Texas, in Chambers and Liberty Counties and that portion of Jefferson County, described as follows:

"All that portion of Jefferson County located South and West of the following described line:

"Beginning at the point where the Chambers and Jefferson County line intersects the North line of Section 180 (J. H. Dunshire Survey, A-677).

"Thence East along the North line of said Section 180 to its Northeast corner.

"Thence South along the East line of said Section 180 to its Southeast corner, same being the Northwest corner of Section 186 (D. L. Broussard Survey, A-470).

"Thence East along the North line of said Section 186 to its Northeast corner.

"Thence South along the East line of said Section 186 to its Southeast corner, same being the Northwest corner of Section 190 (H. W. Smith Survey, A-537).

"Thence East approximately 4,000 feet along the North line of said Section 190 to the Northeast corner of the Hebert Trust 480 acre tract located on the West right of way of a 150 foot wide drainage canal.

"Thence South along the East line of said Hebert Trust 480 acre tract located in said Section 190 and the East line of the Hebert Trust 480 acre tract located in Section 250 (H.

W. Smith Survey, A-538) and being the West right of way line of said 150 foot wide drainage canal to the South line of said Section 250, same being in the North line of Section 255, A-354.

"Thence East along the North line of Sections 255, A-354; 256 (W. H. Smith, A-541); 257, A-335; 258 (W. S. Benson, A-672); 259, A-356; 260 (W. S. Benson, A-671); and Section 261, A-357, to the Northeast corner of said Section 261. This line is also the South right of way line of the aforementioned 150 foot wide drainage canal.

"Thence South along the East line of Sections 261, A-357 and 264 (T. & N. O. R. R.) and the West right of way line of said 150 foot wide drainage canal to its intersection with the Northwesterly right of way line of the Intracoastal Canal.

"Thence in a Southwesterly direction along the North right of way line of said Intercoastal Canal to a point where the North right of way line of said Intercoastal Canal intersects the West line of a 1205.27 acre tract of land owned by the McFadden Trust Company.

"Thence due South approximately 3-3/5 miles to the Gulf of Mexico."

For said purposes, or any of them, the Authority is authorized to issue its bonds as provided in said Chapter 518, as heretofore and hereafter amended and to issue them for cash or in exchange for the property or for the capital stock of the Devers Canal Company. For the purposes of this Section, the Authority shall also have the power of eminent domain in the above-described portion of Jefferson County, such power to be exercised as provided in the said Chapter 518.

"5(n). The Authority shall be authorized to appropriate and divert the waters of the Trinity River under the permits and contracts previously owned by and acquired from the Devers Canal Company and to distribute, sell, and use such waters for any lawful purpose heretofore or hereafter approved by the Texas Water Rights Commission within Chambers County, Liberty County, and that portion of Jefferson County hereinabove described, but in no event shall the Authority be authorized to assess, levy, or collect any tax of any nature whatsoever for the purposes of Subsection 5(m) or of this Subsection; neither shall the Authority sell any

water for use in Jefferson County except in that portion thereof hereinabove described nor for irrigation use in Chambers County within areas now authorized to be served by the Chambers-Liberty Counties Navigation District under Certified Filings and Permits held by the District and heretofore or hereafter issued by the Texas Water Rights Commission or its predecessors, without the approval of the said District."

Section 2. It is hereby found that notice of intention to introduce this bill has been published at least thirty (30) days and not more than ninety (90) days prior to its introduction in newspapers having general circulation in counties in which said Authority is situated and in the manner provided by Article XVI, Section 59(d) of the Constitution, that a copy of said notice and of this bill as introduced were delivered to the Governor, and the time, form, and manner as to giving said notice is hereby approved and ratified. The evidence of the foregoing was exhibited in the Legislature before the passage of this Act.

Section 3. If any provision of this Act or the application thereof to any person or circumstance shall be held to be invalid or unconstitutional, the remainder of the Act, and the application of such provision to other persons and circumstances, shall not be affected thereby, and to this end the provisions of this Act are declared to be severable.

Section 4. All laws or parts of laws in conflict herewith are hereby repealed to the extent of conflict only.

Section 5. The fact that the legislation contemplated by this Act is immediately and urgently needed and that the acquisition of the property is in the interests of the Trinity River Authority of Texas and of the people of this State as a whole create an emergency and an imperative public necessity that the Constitutional Rule requiring that bills be read on three several days in each House be suspended, and such Rule is hereby suspended; and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The amendment was read and was adopted.

Senator Moore offered the following amendment to the bill:

Amend S. B. No. 708 by striking out all above the enacting clause and inserting in lieu thereof the following:

"A BILL
TO BE ENTITLED

"AN ACT amending Chapter 518, Acts of the 54th Legislature, Regular Session, 1955, by adding to Section 5 thereof two new subsections to be designated 5(m) and 5(n); empowering the Trinity River Authority of Texas to acquire, operate, maintain and improve the canal system and properties known as the Devers Canal System; authorizing the enlargement of the system within the scope of permits granted by the Texas Water Rights Commission; restricting operation or extension of the system to Chambers and Liberty Counties and a specifically described portion of Jefferson County; providing for the issuance of bonds for acquisition of the system; extending the power of eminent domain to include the specifically described portion of Jefferson County; permitting the Trinity River Authority of Texas to utilize permits and contracts previously owned by and acquired from the Devers Canal Company; restricting distribution from the system to Chambers and Liberty Counties and the specifically described portion of Jefferson County; prohibiting the assessment, levy, or collection of any tax in Jefferson County for the purpose of this Act; prohibiting the sale of water for irrigation use in Chambers County within areas now authorized to be served by the Chambers-Liberty Counties Navigation District without approval of the District; reciting the publication of notice required by the Constitution; providing for severability; repealing conflicting laws; and declaring an emergency."

The amendment was read and was adopted.

The bill as amended was passed to engrossment.

Senate Bill 708 on Third Reading

Senator Moore moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 708 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Kennard

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Kennard

Message From the House

Hall of the House of Representatives
Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 756, A bill to be entitled
"An Act providing for the creation of

a conservation and reclamation district under the provisions of Section 59 of Article XVI, Constitution of Texas, to provide drainage for all of San Patricio County and to be known as "San Patricio County Drainage District of San Patricio County, Texas"; providing for its governing body; providing for an election on confirmation of said District, abolition of existing San Patricio County Conservation and Reclamation Districts Nos. 1, 2 and 3 and their consolidation into said District, and authorization of a maintenance tax for said District; providing for the transfer of properties of said numbered districts if said election carries; authorizing the issuance of bonds and the levy, assessment and collection of taxes in payment thereof and containing provisions relating thereto; authorizing the levy, assessment and collection of taxes for the maintenance, operation, upkeep and improvement of the District and its facilities, properties and improvements and containing other provisions relating thereto; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 623

Senator Word offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate, Mr. and Mrs. W. A. Morgan, DeLeon, Texas; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senate Bill 104 on Second Reading

On motion of Senator Herring, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 104, A bill to be entitled "An Act to amend Chapter 425, Acts of the 56th Legislature, 1959, as amended, to include an attempt to obtain any dangerous drug over the telephone or by forging prescriptions as a prohibited act in Section 14; etc., and declaring an emergency."

The bill was read second time.

Senator Herring offered the following Committee Amendment to the bill:

Amend Senate Bill 104 by adding to Section 1 (amending Section 14, Article 726d, P.C.) following the words "fraudulent telephone call," and before the words "shall be deemed" in the second line from the last line in said Section 1, the following language:

"or who shall knowingly have in his possession any forged, fictitious or altered prescription for any dangerous drug,"

The Committee Amendment was read and was adopted.

On motion of Senator Herring, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 104 on Third Reading

Senator Herring moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 104 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Harrington
Bates	Harris
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Bridges	Jordan
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson

**Strong
Watson**

**Wilson
Word**

Absent—Excused

Kennard

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Report of Standing Committee

Senator Cole by unanimous consent submitted the following report:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Youth Affairs, to which was referred S. B. No. 785, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLE, Chairman
BROOKS
JORDAN
WORD
HERRING
HALL
MAUZY
BRIDGES
HIGHTOWER

Senate Bill 785 Ordered Not Printed

On motion of Senator Cole and by unanimous consent S. B. No. 785 was ordered not printed.

Senate Bill 373 on Second Reading

On motion of Senator Mauzy, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 373, A bill to be entitled "An Act amending Article 4.01 of the Insurance Code of Texas, 1951, as amended by Section 3 of Chapter 344, Acts of the Fifty-fifth Legislature, Regular Session, 1957; providing the formula for ad valorem taxation of domestic insurance companies; providing for severability; repealing laws in conflict; and fixing an effective date."

The bill was read second time.

Senator Mauzy offered the following Committee Amendment to the bill:

Amend S. B. No. 373 by deleting item (b) from the third paragraph, and substituting in lieu thereof the following:

(b) All intangible personal property owned by such insurance company;

The Committee Amendment was read and was adopted.

Senator Mauzy offered the following Committee Amendment to the bill:

Amend S. B. No. 373 by deleting item (b) from the second paragraph and substituting in lieu thereof the following:

(b) All intangible personal property owned by such insurance company;

The Committee Amendment was read and was adopted.

Senator Mauzy offered the following Committee Amendment to the bill:

Amend S. B. No. 373 by striking all of Section 2 of S. B. No. 373 and substituting in lieu thereof the following:

"Section 2. If any part, section, subsection, paragraph, sentence, clause, phrase, or word contained in this Act shall be held by the courts to be invalid, then, in that event, this Act, in its entirety, shall be invalid and of no force and effect and Art. 4.01 of the Insurance Code of Texas, 1951, as amended by Section 3 of Chapter 344, Acts of the Fifty-fifth Legislature, Regular Session, 1957, shall remain in full force and effect, to the same extent as if this Act had not been enacted."

The Committee Amendment was read and was adopted.

Senator Mauzy offered the following Committee Amendment to the bill:

Amend Senate Bill No. 373 by adding a new section, following Section 4 thereof, to read as follows:

"Section 5. Nothing in this Act shall be construed as amending or in any way changing the provisions, applicability or effect of Article 7166, Texas Civil Statutes."

The Committee Amendment was read and was adopted.

On motion of Senator Mauzy, and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 373 on Third Reading

Senator Mauzy moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that S. B. No. 373 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Kennard

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

(President in the Chair.)

Senate Joint Resolution 13 Set as Special Order

Senator McKool moved that S. J. R. No. 13 be Set As Special Order at 4:30 o'clock p. m. today.

Senator Creighton made as a substitute motion that S. J. R. No. 13 be Set As Special Order at 11:30 o'clock a. m. on Tuesday, April 29, 1969.

Question first on the motion to Set S. J. R. No. 13 As Special Order at 11:30 o'clock a. m. on Tuesday, April 29, 1969, "Yeas" and "Nays" were demanded.

The motion was lost by the following vote:

Yeas—8

Blanchard	Harris
Connally	Hazlewood
Creighton	Moore
Grover	Snelson

Nays—22

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	McKool
Bridges	Patman
Brooks	Ratliff
Christie	Schwartz
Cole	Strong
Hall	Watson
Harrington	Wilson
Herring	Word

Absent—Excused

Kennard

Question recurring on the motion to Set S. J. R. No. 13 As Special Order at 4:30 o'clock p.m. today, the motion prevailed by the following vote:

Yeas—24

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	McKool
Bridges	Patman
Brooks	Ratliff
Christie	Schwartz
Cole	Snelson
Creighton	Strong
Hall	Watson
Harrington	Wilson
Herring	Word

Nays—6

Blanchard	Harris
Connally	Hazlewood
Grover	Moore

Absent—Excused

Kennard

Message From the House

Hall of the House of Representatives
Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 16, A bill to be entitled "An Act providing for the creation of the Moore County Hospital District over all of Moore County, Texas; providing that the district shall assume any outstanding debt of Moore County incurred for hospital purposes and any outstanding debt incurred by any city or town within said county for such purpose; prescribing a procedure for an election on the creation of such district and the levy of a tax for its maintenance, support and payment of indebtedness; providing the powers of the district and its governing body and its procedures in the governing of said district; enacting other provisions incident and related to the subject and purpose; and declaring an emergency."

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 624

Senator Herring offered the following resolution:

Whereas, On the 20th day of April, 1969, the Members of the Texas Senate failed to publicly recognize two very significant and important events—San Jacinto Day and the birthday of our esteemed colleague and friend, Senator David Ratliff; and

Whereas, This added year in age has only contributed more distinction to the handsome and youthful Senator from Jones; and

Whereas, Senator Ratliff has the suave good looks of a matinee idol, the quiet, mild manner of a Gary Cooper, and the generosity of a Santa Claus; and

Whereas, Born in Decatur, Texas, now living in Stamford, Texas, David Ratliff was elected to the Texas House of Representatives in 1951 and has served in the Texas Senate since 1955; and

Whereas, Senator Ratliff is noted for his efforts in legislation pertaining to the field of insurance and agriculture and his contributions to the enacting of the Texas Commercial Fertilizer Control Act of 1961, establishing the Governor's Committee on Public School Education and creating the Governor's Committee on Aging; now, therefore, be it

Resolved, That the Senate of the 61st Legislature the State of Texas, wish a belated and a very happy

birthday to David Ratliff, the Man of Distinction in the Texas Senate.

WORD

Signed—Lieutenant Governor Ben Barnes; Aikin, Bates, Bernal, Berry, Blanchard, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Strong, Watson, Wilson.

The resolution was read and was adopted.

On motion of Senator Cole and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

**Motion to Place
Senate Bill 77 on Second Reading**

Senator Bates asked unanimous consent to suspend the regular order of business and take up S. B. No. 77 for consideration at this time.

There was objection.

Senator Bates then moved to suspend the regular order of business and take up S. B. No. 77 for consideration at this time.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—14

Bates	Jordan
Bernal	Mauzy
Berry	McKool
Bridges	Patman
Brooks	Ratliff
Christie	Schwartz
Cole	Snelson

Nays—14

Aikin	Herring
Blanchard	Hightower
Connally	Moore
Creighton	Strong
Hall	Watson
Harris	Wilson
Hazlewood	Word

Absent

Grover	Harrington
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Absent—Excused

Kennard

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 996, To Committee on Education.

H. B. No. 813, To Committee on Water and Conservation.

Senate Bill 788 on First Reading

By unanimous consent, Senator Brooks moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Kennard

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Brooks:

S. B. No. 788, A bill to be entitled "An Act amending Chapter 370, Acts of the 57th Legislature, Regular Session, 1969 (Article 2615g, Vernon's Texas Civil Statutes), by adding a Section 10b conferring on the Board of Regents of the University of Houston the power to acquire and dispose of lands and other real property; providing for severability; and declaring an emergency."

To the Committee on State Affairs.

Senate Resolution 626

Senator Strong offered the following resolution:

Whereas, Senate Resolution No. 311 establishes a Senate Interim Committee to Study the Use and Abuse of Drugs; and

Whereas, The creation of this committee stems from the cognizance on the part of the Lieutenant Governor and the Membership of the Texas Senate of the need for a greater understanding on the part of our Texas youth for the results of the use and misuse of narcotics and drugs; and

Whereas, Senate Resolution No. 311 called for the appointment of a nine-man committee; and

Whereas, Representation on this Committee should be expanded to include interested laymen in order to give a broader scope of experience to the overall make-up of the Committee; now, therefore, be it

Resolved, That the fourth paragraph of Senate Resolution No. 311 be deleted and the following paragraph be substituted in lieu thereof:

"Resolved, That the Lieutenant Governor appoint a committee of eleven members for the primary purpose of conducting public hearings and giving intense study to the dangers involved in the availability and use of narcotics and dangerous drugs, by Texas high school and college-age youth, and that the interim committee extend its attention to the chemical properties of narcotics and dangerous drugs, and their harmful physical and psychological effects. The committee shall also recommend a positive program for educating our youth concerning the properties of narcotics and dangerous drugs and their possible effect. The committee shall be composed of three members of the Senate, three students of public schools or colleges and universities, two laymen, a physician, a law enforcement official dealing with juvenile problems, and a sociologist or social worker or teacher of sociology or health educator."

The resolution was read and was adopted.

Message From the House

Hall of the House of Representatives
Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has adopted the Conference Committee Report on Senate Bill No. 435 by a vote of 130 ayes, 7 noes.

The House has granted the request of the Senate for the appointment of a Conference Committee on Senate Bill No. 22.

House Conferees are: Golman, Willis, Wright, Price, and Carrillo.

H. B. No. 413, A bill to be entitled "An Act to amend subdivision 1 of Section 4, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended in Chapter 328, Acts of the 60th Legislature, Regular Session, 1967 (Article 6687b, Section 4, Subdiv. 1, V.T.C.S.), relating to who may not be licensed to drive motor vehicles and students enrolled in a State approved driver education teacher preparation program; and declaring an emergency."

H. B. No. 1152, A bill to be entitled "An Act amending Subsection (b) Section 2, Chapter 643, Acts of the 60th Legislature, Regular Session, 1967 (Article 8280-387), Vernon's Texas Civil Statutes), relating to the boundaries of the Elm Creek Water Control District; amending Subsection (d) Section 15 of the same Act, relating to the bonds furnished by the members of the board of directors of the district; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Reports of Standing Committees

Senator Aikin, by unanimous consent, submitted the following report:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education to which was referred H. B. No. 996, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman
MAUZY
BATES
BERNAL

COLE
CONNALLY
HALL
HIGHTOWER
JORDAN
RATLIFF
SCHWARTZ
SNELSON
WILSON
WORD

Senator Creighton, by unanimous consent, submitted the following report:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation to which was referred H. B. No. 813, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CREIGHTON, Chairman.

Senate Bill 635 on Second Reading

On motion of Senator Bernal, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 635, A bill to be entitled "An Act to amend subdivision a. of subsection (4A) of Section 1 of Article III, Senate Bill No. 116, Chapter 334, Acts 51st Legislature, Regular Session, as added by Senate Bill No. 190, Chapter 444, Acts 59th Legislature, Regular Session, 1965 (codified subdivision a. in Article 2922-13, Section 1, subsection 4(A), V. T. C. S.), to include educable mentally retarded pupils as exceptional children under the law providing transportation for exceptional children; providing for an effective date of this amendatory Act; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 635 on Third Reading

Senator Bernal moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that

S. B. No. 635 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Kennard

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Recess

On motion of Senator Aikin the Senate at 12:10 o'clock p. m. took recess until 4:30 o'clock p. m. today.

After Recess

The Presiding Officer (Senator Aikin in the Chair) called the Senate to order at 4:30 o'clock p.m. today.

Message From the House

Hall of the House of Representatives
Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 646, A bill to be entitled "An Act providing for the creation of the Denton County Hospital District over all of Denton County, Texas; providing that the district shall assume any outstanding debt of Denton County incurred for hospital purposes and any outstanding debt incurred by any city or town within

said county for such purpose; prescribing a procedure for an election on the creation of such district and the levy of a tax for its maintenance, support, and payment of indebtedness; providing the powers of the district and its governing body and its procedures in the governing of said district; enacting other provisions incident and related to the subject and purpose; providing a severance clause; and declaring an emergency."

H. B. No. 86, A bill to be entitled "An Act relating to conducting, representing and advertising certain guessing, puzzle, or matching contests in connection with the sale or offer of sale of goods, merchandise, or things of value; providing sanctions; and declaring an emergency."

H. B. No. 145, A bill to be entitled "An Act providing for the creation of North Runnels County Hospital District with boundaries coextensive with the boundaries of Commissioners Precincts 2 and 3 of Runnels County, pursuant to authority granted by Article IX, Section 9, of the Texas Constitution; providing for elections on the questions of the creation of such district and the levy of a tax not to exceed 75 cents on the \$100 valuation for its maintenance support, the indebtedness assumed, and the payment of bonds issued by it; providing the transfer of hospital facilities and assumption of indebtedness and assets; providing the district with power to issue bonds and methods for authorizing same, for the purpose of the purchase, construction, acquisition, repair or renovation of buildings and improvements and equipping same for hospital purposes, and for any and all such purposes, and for the refunding of such bonds; providing that bonds issued by the district shall be lawful investments and security for certain funds, providing a governing body for such district, its powers and duties and the tenure of its members, withdrawing authority for the sale of bonds or levy of taxes for hospital purposes within the district by Runnels County or any other municipality or political subdivision therein; enacting other provisions incident and germane to the subject and purpose of this Act; providing a severance clause; and declaring an emergency."

H. B. No. 612, A bill to be entitled "An Act amending Sections 1, 5 and 12, of Article 49.25 of the Code of Criminal Procedure, so as to remove

certain population requirements for the establishment of a medical examiner in any county; repealing laws in conflict; and declaring an emergency."

H. B. No. 417, A bill to be entitled "An Act relating to assault of a peace officer with intent to murder; providing a penalty; and declaring an emergency."

H. B. No. 295, A bill to be entitled "An Act amending Article 36.14, Code of Criminal Procedure, 1965, to authorize the making of objections to the court's charge to the jury by dictating the objections to the court reporter; and declaring an emergency."

H. B. No. 738, A bill to be entitled "An Act creating the Texas Mass Transportation Commission and prescribing its organization, duties, powers, and procedures; and declaring an emergency."

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 1301, To Committee on Water and Conservation.

H. B. No. 1280, To Committee on County, District and Urban Affairs.

H. B. No. 1279, To Committee on County, District and Urban Affairs.

H. B. No. 1264, To Committee on Water and Conservation.

H. B. No. 1256, To Committee on Water and Conservation.

H. B. No. 1163, To Committee on Parks and Wildlife.

H. B. No. 1152, To Committee on County, District and Urban Affairs.

H. B. No. 1110, To Committee on Water and Conservation.

H. B. No. 1104, To Committee on Water and Conservation.

H. B. No. 1009, To Committee on County, District and Urban Affairs.

H. B. No. 960, To Committee on Agriculture and Livestock.

H. B. No. 930, To Committee on Jurisprudence.

H. B. No. 910, To Committee on County, District and Urban Affairs.

H. B. No. 888, To Committee on County, District and Urban Affairs.

H. B. No. 879, To Committee on Water and Conservation.

H. B. No. 877, To Committee on Water and Conservation.

H. B. No. 756, To Committee on Water and Conservation.

H. B. No. 733, To Committee on Parks and Wildlife.

H. B. No. 707, To Committee on Jurisprudence.

H. B. No. 677, To Committee on County, District and Urban Affairs.

H. B. No. 675, To Committee on County, District and Urban Affairs.

H. B. No. 605, To Committee on Water and Conservation.

H. B. No. 572, To Committee on Parks and Wildlife.

H. B. No. 563, To Committee on County, District and Urban Affairs.

H. B. No. 557, To Committee on County, District and Urban Affairs.

H. B. No. 530, To Committee on Parks and Wildlife.

H. B. No. 519, To Committee on County, District and Urban Affairs.

H. B. No. 488, To Committee on County, District and Urban Affairs.

H. B. No. 458, To Committee on Parks and Wildlife.

H. B. No. 434, To Committee on County, District and Urban Affairs.

H. B. No. 413, To Committee on Jurisprudence.

H. B. No. 379, To Committee on State Affairs.

H. B. No. 363, To Committee on Jurisprudence.

H. B. No. 342, To Committee on County, District and Urban Affairs.

H. B. No. 322, To Committee on State Affairs.

H. B. No. 310, To Committee on Parks and Wildlife.

H. B. No. 258, To Committee on State Departments and Institutions.

H. B. No. 256, To Committee on State Departments and Institutions.

H. B. No. 252, To Committee on State Departments and Institutions.

H. B. No. 245, To Committee on Jurisprudence.

H. B. No. 225, To Committee on Jurisprudence.

H. B. No. 157, To Committee on State Affairs.

H. B. No. 85, To Committee on County, District and Urban Affairs.

H. B. No. 16, To Committee on County, District and Urban Affairs.

Senate Bill 789 on First Reading

The following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Harrington:

S. B. No. 789, A bill to be entitled "An Act prescribing the maximum compensation that may be paid the county attorney and the judge of the county court at law in certain counties; prohibiting the county officials of certain counties from engaging in the private practice of law; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

Reports of Standing Committees

Senator Hall, by unanimous consent, submitted the following reports:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1009, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman.
WORD
CONNALLY

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 888, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman.
WORD
CONNALLY

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 1152, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman.
WORD
CONNALLY

Senator Creighton, by unanimous consent, submitted the following report:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 1258, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

House Bill 1009 Ordered Not Printed

On motion of Senator Brooks and by unanimous consent H. B. No. 1009 was ordered not printed.

House Bill 1152 Ordered Not Printed

On motion of Senator Ratliff and by unanimous consent H. B. No. 1152 was ordered not printed.

House Bill 1258 Ordered Not Printed

On motion of Senator Cole and by unanimous consent H. B. No. 1258 was ordered not printed.

Senate Resolution 627

Senator Schwartz offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate, a very distinguished couple, Mr. and Mrs. Lawrence DeZavala of Freeport, and

Whereas, Mr. and Mrs. DeZavala are descendants of the First Vice-President of the State of Texas, Lorenzo DeZavala, who served under President Sam Houston, and

Whereas, We wish to welcome these notable visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved by the Senate of the 61st Legislature, the State of Texas, recognize the presence of Mr. and Mrs. Lawrence DeZavala and they be extended the official welcome of the Senate.

The resolution was read and was adopted.

**Senate Joint Resolution 13
on Third Reading**

The Presiding Officer laid before the Senate on its third reading and final passage S. J. R. No. 13 (the resolution having been Set as Special Order for 4:30 o'clock p.m. today.)

Question—Shall S. J. R. No. 13 as amended be finally passed?

Pending discussion by Senator Creighton of the resolution, Senator Hightower occupied the Chair.

Pending further discussion by Senator Creighton of the resolution, Senator Aikin occupied the Chair.

Pending discussion by Senator Creighton of the resolution, Senator Harris moved that the Senate take recess until 9:00 o'clock a.m. tomorrow.

Question on the motion to take recess, "Yeas" and "Nays" were demanded.

The motion to take recess was lost by the following vote:

Yeas—5

Creighton	Hazlewood
Grover	Snelson
Harris	

Nays—19

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Berry	McKool
Bridges	Patman
Brooks	Schwartz
Cole	Strong
Hall	Watson
Harrington	Word
Herring	

Absent

Blanchard	Moore
Christie	Ratliff
Connally	Wilson

Absent—Excused**Kennard**

(President in the Chair.)

Senator Strong raised the Point of Order that when Senator Creighton made a Parliamentary Inquiry, he had yielded the floor.

The Point of Order was over-ruled, the President stating that a Parliamentary Inquiry is distinguished from a Point of Order which would require the Member to yield the floor.

Pending discussion by Senator Creighton of the resolution, Senator Aikin occupied the Chair.

Pending further discussion by Senator Creighton of the resolution, Senator Grover moved that the Senate take recess until 9:00 o'clock a.m. tomorrow.

Question on the motion to take recess, "Yeas" and "Nays" were demanded.

The motion to take recess was lost by the following vote:

Yeas—6

Blanchard	Grover
Connally	Harris
Creighton	Hazlewood

Nays—18

Aikin	Hightower
Bates	Jordan
Bernal	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Schwartz
Hall	Strong
Harrington	Watson
Herring	Word

Absent

Berry Ratliff
Christie Snelson
Moore Wilson

Absent—Excused

Kennard

Question—Shall S. J. R. 13 as amended be finally passed?

Report of Standing Committee

Senator Hall, by unanimous consent, submitted the following report:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 713, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.
WORD
CONNALLY

House Bill 713 Ordered Not Printed

On motion of Senator Word and by unanimous consent H. B. No. 713 was ordered not printed.

Report of Standing Committee

Senator Brooks, by unanimous consent, submitted the following report:

Austin, Texas,
April 28, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred H. B. No. 632, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman.

Co-Authors of Senate Joint Resolution 7

On motion of Senator Bridges, and by unanimous consent, Senators Hall and Bernal will be shown as Co-authors of S. J. R. No. 7.

**Senate Joint Resolution 13
on Third Reading**

The Senate resumed the consideration of the pending business, same being S. J. R. No. 13 on its third reading and final passage.

Question—Shall S. J. R. No. 13 as amended be finally passed?

(President in the Chair.)

Pending discussion by Senator Creighton of the resolution, Senator Jordan occupied the Chair.

Tuesday, April 29, 1969

Pending discussion by Senator Grover of the resolution, Senator Brooks occupied the Chair.

(Senator Jordan in the Chair.)

Question—Shall S. J. R. No. 13 as amended be finally passed?

Reports of Standing Committee

Senator Brooks, by unanimous consent, submitted the following reports:

Austin, Texas,
April 29, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred H. B. No. 252, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman.
BERNAL
McKOOL
AIKIN
BRIDGES
WILSON

Austin, Texas,
April 29, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred H. B. No. 256, have had the same under consideration, and we are instructed to report it back to the Senate with the recom-

mendation that it do pass and be printed.

BROOKS, Chairman.
BERNAL
McKOOL
AIKIN
BRIDGES
WILSON

Austin, Texas,
April 29, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred H. B. No. 258, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman.
BERNAL
McKOOL
AIKIN
BRIDGES
WILSON

House Bill 252 Ordered Not Printed

On motion of Senator Bernal and by unanimous consent H. B. No. 252 was ordered not printed.

House Bill 256 Ordered Not Printed

On motion of Senator Bernal and by unanimous consent H. B. No. 256 was ordered not printed.

House Bill 258 Ordered Not Printed

On motion of Senator Bernal and by unanimous consent H. B. No. 258 was ordered not printed.

Senate Joint Resolution 13 on Third Reading

The Senate resumed the consideration of the pending business, (same being S. J. R. No. 13 on its third reading and final passage.)

Question—Shall S. J. R. No. 13 as amended be finally passed?

Pending discussion by Senator Grover of the resolution, Senator Connally moved that the Senate stand adjourned until 11:00 o'clock a.m. tomorrow.

The motion was lost.

Pending further discussion by Senator Grover of the resolution, Senator Connally moved that the Senate

take recess until 11:05 o'clock a.m. tomorrow.

Senator Word raised the Point of Order that no business had been transacted since the last motion to adjourn or recess.

The Presiding Officer (Senator Jordan in the Chair) sustained the Point of Order.

(Senator Herring in the Chair.)

Pending further discussion by Senator Grover of the resolution, Senator Jordan raised the Point of Order that Senator Grover was leaning on his desk.

The Presiding Officer (Senator Herring in the Chair) sustained the Point of Order and requested Senator Grover not to lean on his chair.

Pending further discussion by Senator Grover of the resolution, Senator Connally moved that the Senate take recess until 9:00 o'clock a.m. today.

Question on the motion to take recess, "Yeas" and "Nays" were demanded.

The motion to take recess until 9:00 o'clock a.m. today, the motion was lost by the following vote:

Yeas—4

Aikin	Connally
Blanchard	Grover

Nays—19

Bates	Kennard
Bernal	Mauzy
Berry	McKool
Bridges	Patman
Brooks	Schwartz
Hall	Strong
Harrington	Watson
Herring	Wilson
Hightower	Word
Jordan	

Absent

Christie	Hazlewood
Cole	Moore
Creighton	Ratliff
Harris	Snelson

Pending further discussion by Senator Grover of the resolution, Senator McKool moved the Previous Question on the final passage of S. J. R. No. 13 as amended and the motion was duly seconded.

Question—Shall the Previous Question be ordered on the final passage of S. J. R. No. 13?

The Previous Question was ordered by the following vote:

Yeas—15

Bates	Hightower
Bernal	Jordan
Berry	McKool
Brooks	Patman
Cole	Watson
Hall	Wilson
Harrington	Word
Herring	

Nays—11

Aikin	Harris
Blanchard	Kennard
Bridges	Mauzy
Christie	Schwartz
Connally	Strong
Grover	

Absent

Creighton	Ratliff
Hazlewood	Snelson
Moore	

The resolution (S. J. R. No. 13) as amended was finally passed by the following vote:

Yeas—21

Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Bridges	McKool
Brooks	Patman
Christie	Schwartz
Cole	Strong
Hall	Watson
Harrington	Wilson
Herring	Word
Hightower	

Nays—5

Aikin	Grover
Blanchard	Harris
Connally	

Absent

Creighton	Ratliff
Hazlewood	Snelson
Moore	

Recess

On motion of Senator Aikin, the Senate at 6:15 o'clock a.m. took recess until 9:00 o'clock a.m. today.

FIFTY-NINTH DAY

(Continued)

(Tuesday, April 29, 1969)

After Recess

The Senate met at 9:00 o'clock a.m., and was called to order by the President.

Senate Bill 396 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 396, A bill to be entitled "An Act amending Chapter 392, House Bill No. 233, Acts, 1959, Fifty-sixth Legislature, Regular Session, specifically granting to the Willacy County Navigation District the power to acquire land and air space by condemnation, gift, or purchase; and declaring an emergency."

The bill was read second time.

Senator Bridges offered the following Committee Amendment to the bill:

Amend Section 2 of S. B. 396 by adding immediately before the words "public necessity" the words "create an emergency and an imperative"

The Committee Amendment was read and was adopted.

On motion of Senator Bridges and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

Senate Bill 396 on Third Reading

Senator Bridges moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 396 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Cole
Bates	Connally
Bernal	Creighton
Berry	Grover
Blanchard	Hall
Bridges	Harrington
Brooks	Harris
Christie	Hazlewood